

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

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| Applicants            | David Kirchhoff, <i>et al.</i>   |
| Serial No. 10/797,274 | Filing Date: March 10, 2004  |
| Title of Application: | Weight Control System Having Recipe Builder<br>And Exchange Capability |
| Confirmation No. 2954 | Art Unit: 3629   |
| Examiner              | Brooks, Matthew L.   |

Mail Stop Amendment  
Commissioner for Patents  
Post Office Box 1450  
Alexandria, VA 22313-1450

**Response To Official Action**

This is a response to the outstanding Office Action mailed September 3, 2009. Please enter this Response to Official Action in the above-referenced application. Filed concurrently herewith is a Request for a one month extension of time to respond to the afore-mentioned outstanding Office Action, along with the appropriate fee. Applicant believes that no further fee is due in connection with the filing of this Response. However, if any further fee is due please charge Deposit Account No. 19-4516.